

IN THE COURT OF APPEALS OF THE STATE OF NEW MEXICO

ROSEMARY PAEZ and REY PAEZ,

Plaintiffs/Appellants,

v.

Ct. App. No. 32,105

No. D-0725-CV-2009-00083

BURLINGTON NORTHERN SANTA FE RAILWAY,
MIKE A. ORTEGA, HECTOR L. DURAN, COUNTY
OF SOCORRO, by and through its COMMISSIONERS,
ROSALIND TRIPP, JAY SANTILLANES, LAUREL
ARMIJO, CHARLES GALLEGOS and STANLEY
HERREA,

COURT OF APPEALS OF NEW MEXICO
ALBUQUERQUE
FILED

APR 22 2013

Wandy E. Jones

Defendants/Appellees.

NOTICE OF ERRATA RE APPELLANTS' BRIEF IN CHIEF

Civil Appeal from the Seventh Judicial District, County of Socorro
The Honorable Kevin R. Sweazea, District Court Judge

TO THE COURT AND ALL COUNSEL OF RECORD:

COME NOW Appellants Rosemary Paez, deceased, and Rey Paez, by and through their counsel of record, the Law Office of Tibo J. Chavez, Jr. (Tibo Chavez, Jr.) and The Branch Law Firm (Turner W. Branch), and hereby give notice of the following errata in their Brief in Chief:

Citations to the transcript of the January 16-17, 2012 hearing before the District Court identified on pages 17 and 32 of the Brief in Chief should be corrected as follows: [SOCD CR 1, 2-16-2012, 12:24] on page 17 should be [Tr. Vol. I, 112:24-113:9]; [SOCD CR 1, 2-17-2012, 11:37, 11:42] on page 17 should be [Tr. Vol. II, 286:11-287:4, 287:11-17]; [SOCD CR 1, 2-16-2012, 15:19] on page 17 should be [Tr. Vol. I, 169:9-13]; [SOCD CR 1, 2-16-2012, 12:24] on page 32 should be [Tr. Vol. I, 112:24-113:9]; [SOCD CR 1, 2-16-2012, 15:19] on page 32 should be [Tr. Vol. I, 169:9-13]; and [SOCD CR 1, 2-17-2012, 11:37, 11:42] should be [Tr. Vol. II, 286:11-287:4, 287:11-17].

Respectfully submitted,

BRANCH LAW FIRM

A handwritten signature in black ink, appearing to read 'T. Branch', is written over a horizontal line. The signature is enclosed in a large, hand-drawn oval.

Turner W. Branch
2025 Rio Grande Blvd. NW
Albuquerque, New Mexico 87014
(505) 243-3500 - Telephone
(505) 243-3534 - Telefax

LAW OFFICE OF TIBO J. CHAVEZ, JR.
Tibo J. Chavez, Jr.
P.O. Box 569
Belen, New Mexico 87042
(505) 864-4428 - Telephone
(505) 864-4476 - Telefax

Attorneys for Plaintiffs/Appellants

Certificate of Service

I hereby certify that a true and correct copy of the foregoing Notice of Errata re Appellants' Brief in Chief was served by mail on this 22nd day of April, 2013, on the following counsel of record:

Douglas E. Gardner
Marcus E. Rael, Jr.
500 Marquette Ave. NW, Suite 700
Albuquerque, New Mexico 87102

*Attorneys for Defendant/Appellee
County of Socorro*

Clifford K. Atkinson
Juan M. Marquez
Atkinson, Thal & Baker, P.C.
201 Third Street NW, Suite 1850
Albuquerque, New Mexico 87102

*Attorneys for Defendant/Appellee
Burlington Northern Santa Fe Railway*



Turner W. Branch